

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

428D0282

SENATE BILL NO. 128

Introduced by: Senators Lawler, Brosz, Brown (Arnold), Daugaard, Dennert, Kleven, Lange, Moore, and Rounds and Representatives Sutton (Duane), Davis, Hennies, McIntyre, Michels, and Waltman

1 FOR AN ACT ENTITLED, An Act to make owners of motor vehicles and shippers of goods
2 responsible for certain overweight vehicle penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 32-22 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 The driver of any vehicle and the owner of the vehicle are jointly and severally liable for the
7 payment of any penalty provided by § 32-22-55 or 32-22-56. However, the shipper of the
8 vehicle's load may sign an indemnity agreement provided by the driver or the owner of the
9 vehicle indicating that the shipper assumes the liability for any penalty provided by § 32-22-55
10 or 32-22-56.